

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
DALLAS DIVISION

UNITED STATES OF AMERICA                    ) CAUSE NO. 3:04-CR-240-P  
  (  
vs.    )  
  ( MAY 27, 2009  
  ) DALLAS, TEXAS  
HOLY LAND FOUNDATION                    ( 2:00 P.M.

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SENTENCING

BEFORE THE HONORABLE JORGE A. SOLIS  
UNITED STATES DISTRICT JUDGE

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A P P E A R A N C E S

FOR THE GOVERNMENT: UNITED STATES ATTORNEY'S OFFICE  
1100 COMMERCE, 3RD FLOOR  
DALLAS, TEXAS 75242  
BY: MR. JIM JACKS  
MR. BARRY JONAS  
MS. ELIZABETH SHAPIRO

FOR THE DEFENDANT: NOT REPRESENTED

OFFICIAL COURT REPORTER: SHAWN M. McROBERTS, RMR, CRR  
1100 COMMERCE STREET, RM. 1654  
DALLAS, TEXAS 75242  
(214) 753-2349

1           THE COURT: We will call the case against the Holy  
2 Land Foundation also for sentencing.

3           And who is representing the Government on this one?

4           MR. JONAS: Ms. Shapiro, Your Honor.

5           THE COURT: Are you ready to proceed.

6           MS. SHAPIRO: Yes, Your Honor.

7           THE COURT: And Ms. Hollander left, but Ms.  
8 Hollander had represented to the Court previously that she had  
9 not had any contact with anyone from the Holy Land Foundation,  
10 and we have not heard to the contrary from her or anyone else.  
11 We just had a bench conference with Government counsel and  
12 counsel for the remainder of the Defendants, and nobody has  
13 heard anything from HLF.

14          And I guess on the record here, Ms. Shapiro, you haven't  
15 heard anything from anyone purporting to represent HLF in this  
16 case?

17          MS. SHAPIRO: No, we have not, Your Honor.

18          THE COURT: So HLF was found guilty, convicted by  
19 the jury on November the 24th on all of the counts, except for  
20 the tax counts, all of the counts that were listed in  
21 indictment, Counts 1 through 32.

22          And so anything before sentence is pronounced in that  
23 case?

24          MS. SHAPIRO: Nothing, Your Honor, other than the  
25 evidence that we have cataloged today and throughout the trial

1 with respect to its creation and support for Hamas.

2 THE COURT: And, of course, as I think the evidence  
3 has shown, and we haven't seen anything to the contrary, Holy  
4 Land Foundation appears to be defunct, and so it will be the  
5 judgment of the Court that it be placed on a one-year  
6 supervised release.

7 I will not order a fine.

8 No restitution.

9 The assets have been frozen, so they are subject to  
10 forfeiture.

11 And there is a \$12,800 mandatory special assessment that  
12 has to be imposed in each case. That will be imposed in this  
13 case.

14 As part of the sentence, the Court also orders that the  
15 Defendant Holy Land Foundation's previously seized bank assets  
16 as listed in the Attachment A of the previously issued  
17 preliminary order of forfeiture, and any accrued interest are  
18 condemned and forfeited to the Government in this case.

19 MR. JUNKER: Your Honor, I believe they are also  
20 responsible for the money judgment as well.

21 THE COURT: And so they will be -- A money judgment  
22 will be entered against them in the amount of \$12,400,000,  
23 jointly and severally liable for the Defendants who have also  
24 been held responsible for that judgment.

25 Any other issues, then, that we need to address?

1 MS. SHAPIRO: I don't believe so, Your Honor.

2 THE COURT: Thank you. And Court is adjourned.

3 (End of hearing.)

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1 I HEREBY CERTIFY THAT THE FOREGOING IS A  
2 CORRECT TRANSCRIPT FROM THE RECORD OF  
3 PROCEEDINGS IN THE ABOVE-ENTITLED MATTER.

4 I FURTHER CERTIFY THAT THE TRANSCRIPT FEES  
5 FORMAT COMPLY WITH THOSE PRESCRIBED BY THE  
6 COURT AND THE JUDICIAL CONFERENCE OF THE  
7 UNITED STATES.

8  
9 S/Shawn McRoberts

06/22/2009

10 \_\_\_\_\_DATE\_\_\_\_\_  
11 SHAWN McROBERTS, RMR, CRR  
12 FEDERAL OFFICIAL COURT REPORTER  
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